cord, are both inaccurate and irrelevant.[8] In contrast to Respondents' improper attacks on Petitioners and their counsel, Petitioners' citation to Lead Counsel's inadequate representation and misleading claims to *pro bono* status *are* relevant to the procedural questions raised in the petition. Pet. 27-30, and n. 17.[9]

CONCLUSION

This case is important given the historic nature of the claims, the magnitude of money involved, and the recurring significance of the legal questions and conflicts it presents. Moreover, this case will reflect profoundly upon the American court system's ability faithfully to apply the law to a case of such historic and moral importance. This case is eminently worthy of this Court's review.

For the foregoing reasons, the petition for a writ of certiorari should be granted.

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[8] Petitioners' counsel will not take Respondents' bait and engage on the spurious attempts to impugn him and his Survivor clients. Petitioners note, however, that prior to the district court's March 9, 2004 Order denying the U.S. Survivors' objections to the supplemental allocations, Respondents' counsel and the district court viewed Petitioners' counsel as playing a constructive role in the case. *See* Letter from B. Neuborne to S. Dubbin, May 15, 2001 (committing to support increased future allocations to U.S. Survivors and praising efforts of Dr. Weiss) [JA 7284-85]; Neuborne Declaration in Support of Fee Request, July 21, 2003 (noting that Mr. Dubbin's insurance objections materially benefited the class). [JA 6861-63]. The subsequent and current attacks are thus best viewed as retaliation, not as meaningful reflections of reality.

[9] The fact that Judge Korman has now recused himself from Mr. Neuborne's fee request seems to *confirm* the conflict raised by Petitioners yet hardly *cures* that conflict as it affected Lead Counsel's *prior* behavior.

Respectfully submitted,

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